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# WOODARD, EMHARDT, NAUGHTON, MORIARTY & MCNETT

PATENT AND TRADEMARK ATTORNEYS

BANK ONE CENTER/TOWER 111 MONUMENT CIRCLE, SUITE 3700 INDIANAPOLIS, INDIANA 46204-5137

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| FROM: Kim Richardson for Jason J. Schwartz   |  |
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| Attached is a copy of the Petition for Corrected Filing Receipt to 21, 2000. Please add the parent provisional application's serial (60/108,145 filed November 12, 1998). Also, the word "Methods". If you have any questions concerning this request, I Please send the corrected filing receipt at your earliest convenient Thank you.  Kim Richardson | hat was sent to the Patent Office on March number and filing date on the filing receipt d" in the title of the application should be please feel free to call the undersigned. |

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TECH CENTER 1800/2900 Date of Deposit Jason J. Schwartz Name of Registered Representative

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re patent application of:  | )                            |
|---|------------------------------|
| Rìyí Shi et al.   | } _                          |
| Serial No. 09/438,206   | )<br>)<br>)<br>)             |
| Filed: November 12, 1999  | ) Group Art Unit 1623        |
| METHODS AND COMPOSITIONS FO<br>TREATING MAMMALIAN SPINAL<br>CORD INJURIES | ) March 21, 2000<br>PR)<br>) |

### PETITION FOR CORRECTED FILING RECEIPT

Assistant Commissioner for Patents Washington, D.C. 20231

ATTN: Office of Initial Patent Examination's Customer Service Center

Sir:

Please include the parent provisional application's filing date and serial number on the filing receipt in order to correctly reflect the parentage of this patent application. This information appears on the first page of the specification of this application, a copy of which is attached herewith for your convenience.

Also, please note that "METHOD" in the title of this application, as it currently appears on the filing receipt, should be "METHODS". This can also be found on the first page of the attached patent application's specification.

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Please issue a corrected filing receipt for this application.

NOV 28 2000

Respectfully submitted,

TECH CENTER 1600/2900)

Ву

Reg. No. 43,910 Woodard, Emhardt, Naughton, Moriarty & McNett Bank One Center/Tower, Suite 3700 111 Monument Circle Indianapolis, Indiana 46204-5137 (317) 634-3456

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# METHODS AND COMPOSITIONS FOR TREATING MAMMALIAN SPINAL CORD INJURIES

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This invention was made with government support under grant number DAMD17-94-J-4242 awarded by the Department of the Army and grant number BES9631560 awarded by the National Science Foundation. The Government has certain rights in the invention.

### **CROSS-REFERENCE TO RELATED APPLICATIONS**

The present application claims the benefit of U.S. Provisional Application Serial Number 60/108,145, filed on November 12, 1998, which is hereby incorporated by reference in its entirety.

### BACKGROUND OF THE INVENTION

The present invention relates generally to methods for treating an injured spinal cord. Specifically, the invention relates to methods for treating an injured spinal cord that include contacting the spinal cord with a biomembrane fusion agent. Pharmaceutical compositions for treating an injured spinal cord are also described.

The devastating effects of injury to the mammalian spinal cord are not immediate. Severe mechanical injury initiates a delayed destruction of spinal cord tissue producing a loss in nerve impulse conduction associated with a progressive local dissolution of nerve fibers (axons) [Honmou, O. and Young, W. (1995) *The Axon* (Waxman, S.G., et al., Eds.) pp. 480-529, Oxford University Press, New York; Griffin, J.W. et al. (1995) *The Axon* (Waxman, S.G., et al., Eds.) pp. 375-390, Oxford University Press, New York]. This loss of sensory and motor communication across the injury site can produce a permanent paralysis and loss of sensation in regions below the level of the spinal injury. Furthermore, it is clear the most damaging effects of progressive "secondary injury" [Young, W. (1993) *J. Emerg. Med.* 11:13-22] of spinal cord parenchyma relative to the loss of behavioral

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PTO-103X (Rev. 6-99)

FILING RECEIPT

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| APPLICATION NUMBER FILING DATE | GRP ART UNIT | FIL FEE REC'D ATTORNEY DOCKET NO. | DRWGS | TOT CL IND | F01150012900 |
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KENNETH A GANDY
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Woodard, Emhardt....

Receipt is acknowledged of this manprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. So sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the occuracy of the data presented on this receipt. If an error is noted on this filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts of Application" ("Missing Parts Notice") in this application, please subset any corrections to this Filing Receipt with your reply to the "Missing Parts Notice." When the PTO processes the reply to the "Missing Parts Notice," the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

RIYI SHI, WEST LAFAYETTE, IN; RICHARD B. BORGENS, DELPHI, IN.

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TITLE
METHOD AND COMPOSITIONS FOR TREATING MAMMALIAN SPINAL CORD INJURIES
PRELIMINARY CLASS: 514

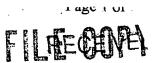
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Bib Data Sheet

| SERIAL NUMBER<br>09/438,206   | FILING DATE<br>11/12/1999<br>RULE                           |                 | CLASS<br>514         | GR                               | 1614<br>1617        |            | ATTORNEY<br>DOCKET NO.<br>7024-427-PUR |                |
|---|---|-----------------|----------------------|----------------------------------|---------------------|------------|--|----------------|
| RICHARD B. E  ** CONTINUING DA  ** FOREIGN APPLICATION  ** FOREIGN SH                                 | CATIONS ************************************                | filed 11/       | /12/98<br>** SMALL I | ENTIT                            | ~ **                |            |  |                |
| Foreign Priority claimed  35 USC 119 (a-d) conditions met  Verified and Acknowledged                  | oreign Priority claimed                                     |                 | CLAIN                | TOTAL INDEPE<br>CLAIMS CLA<br>21 |                     |            |  |                |
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| INDIANAPOLIS ,IN 462045137 TITLE METHODS AND COMPOSITIONS FOR TREATING MAMMALIAN SPINAL CORD INJURIES |   |                 |                      |                                  |                     |            |  |                |
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